

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

TALKING RAIN BEVERAGE COMPANY,  
INC.,

Plaintiff,

v.

DS SERVICES OF AMERICA, INC.,

Defendant.

Case No. C15-1804 RSM

ORDER GRANTING MOTION TO  
COMPEL AND GRANTING MOTION  
FOR RELIEF FROM DEADLINE

THIS MATTER comes before the Court on Defendant's Motion to Compel Discovery (Dkt. #70) and Motion for Relief from Deadlines (Dkt. #72). In its Motion to Compel, Defendant seeks an Order compelling the production of Plaintiff's shelf space agreements. Dkt. #70. Plaintiff objects to the request on the basis of relevance. Dkt. #74. In its Motion for Relief from Deadlines, Defendant seeks relief from the Expert Disclosure deadline of March 13, 2017. Dkt. #72. Plaintiff objects to the motion on the basis that the request is neither reasonable nor legitimate. Dkt. #75.

Having reviewed the motions, the oppositions thereto and the replies in support thereof, along with the remainder of the record, the Court hereby ORDERS:

1. Defendant's Motion to Compel (Dkt. #70) is GRANTED. Plaintiff shall produce any documents responsive to Defendant's Request for Production No. 34 **no later than fourteen (14) days from the date of this Order.** For the reasons set forth

1 by Defendant in its motion, the Court agrees that such documents are relevant and  
2 should be produced.

- 3 2. Defendant's Motion for Relief from Deadline (Dkt. #72) is GRANTED.  
4 Defendant shall disclose any expert witness opinions relating to its allegations of  
5 anticompetitive behavior **no later than twenty-eight (28) days from the date of**  
6 **this Order.**  
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8 DATED this 31<sup>st</sup> day of March 2017.  
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12 RICARDO S. MARTINEZ  
13 CHIEF UNITED STATES DISTRICT JUDGE  
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